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UNITED STATES DISTRICT COURT
 IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA

PAULA LABRIE, ALFREDO MACIAS,
 PETER MILLMAN, TOM CHORTABTIM,
 RAF SISON

Plaintiffs,

v.

UPS SUPPLY CHAIN SOLUTIONS, INC.

Defendant.

Case No. 3:08-CV-03182-PJH

**PLAINTIFFS' REQUEST FOR
 JUDICIAL NOTICE IN SUPPORT
 OF PLAINTIFFS' MOTION FOR
 CONDITIONAL CLASS
 CERTIFICATION AND NOTICE**

Hearing Date: March 18, 2009
 Hearing Time: 9am
 Location: Courtroom 3
 Honorable Phyllis J. Hamilton

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1 Plaintiffs request that this Court take judicial notice, under Rule 201 of the Federal Rules
 2 of Evidence, of the following public records attached hereto from other judicial proceedings in
 3 this District:

4 Exhibit A: Joint Statement Re: Form of Notice and Notice, Dkt. Nos. 124-1 and 124-2
 5 (5/7/07) and Stipulation and Order re Mailing and Posting of Notice re FLSA
 6 Claim, Dkt. No. 127 (5/18/07), in *Adams, et. al. v. Inter-Con Security Systems,*
 7 *Inc.*, N.D. Cal. Case No. 3:06-CV-05428- MHP.

8 Exhibit B: Notice of Collective Action and Consent Form, Dkt. No. 114 (4/21/07) and Order
 9 Approving Proposed Notice and Consent Form; Directions to Counsel for
 10 Plaintiffs, Dkt. No. 117 (4/25/08), in *Wong, et. al. v. HSBC Mortgage Corporation*
 11 *(USA)*, N.D. Cal. Case No. 3:07-CV-02446-MMC.

12 Exhibit C: Opt-In-Order and Exhibit A thereto, Dkt. No. 145 (5/8/07), in *Beauperthuy, et. al.*
 13 *v. 24 Hour Fitness USA, Inc.*, N.D. Cal. Case No.3: 06-CV-0715-SC.

14 Each of these documents consists of a notice of collective action and opt-in form and
 15 corresponding court order approving such notice and form filed in another recent action in this
 16 District brought under the Fair Labor Standards Act (FLSA). They are offered to show that
 17 Plaintiffs' proposed notice and opt-in form in this FLSA case, attached as Exhibit 3 to the
 18 Declaration of Eleanor Morton filed herewith, is consistent with the Northern District of
 19 California's standards.

20 Under the Federal Rules of Evidence, a court must take judicial notice of any fact that is
 21 "not subject to reasonable dispute" and either (1) "generally known within the territorial
 22 jurisdiction of the trial court" or (2) "capable of accurate and ready determination by resort to
 23 sources whose accuracy cannot reasonably be questioned." Fed. R. Evid. 201(b). Exhibits A, B
 24 and C are court-issued or court-approved class notices, opt-in forms and court orders from other
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FLSA actions in this District. As such, they are “not subject to reasonable dispute” and are “capable of accurate and ready determination by resort to sources whose accuracy cannot reasonably be questioned.” Thus, these documents may be judicially noticed. *Reyn’s Pasta Bella, LLC v. Visa USA, Inc.*, 442 F.3d 741, 746 (9th Cir. 2006) (taking judicial notice of court filings and matters of public record including pleadings, memoranda, and expert reports); *U.S. ex rel. Robinson Rancheria Citizens Council v. Borneo, Inc.*, 971 F.2d 244, 248 (9th Cir. 1992) (taking judicial notice of other court’s final judgment and related filings).

In light of the foregoing, Plaintiffs respectfully request that this Court take judicial notice of the documents identified herein and attached hereto.

Dated: December 5, 2008

Respectfully Submitted,

LEONARD CARDER, LLP

/s/ Eleanor Morton

Attorneys for Plaintiffs

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